



State of West Virginia
Office of the Attorney General

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Attorney General

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**WRITTEN DETERMINATION REGARDING THE
APPOINTMENT OF OUTSIDE COUNSEL ON BEHALF OF
THE WEST VIRGINIA LOTTERY COMMISSION**

The West Virginia Lottery Commission (the "Lottery") has requested legal representation to assist with pending litigation regarding interstate lottery games in Illinois.

More specifically, the Lottery seeks legal representation to assist the Lottery with the case of *Rhonda Rasche et al. v. B.R. Lane et. al.*, Civil Action No. 15 cv 7918 in the United States District Court for the Northern District of Illinois.

In accordance with the Attorney General's Policy on Outside Counsel (Policy #WVAGO-004), the Office of the Attorney General has determined that it is both cost-effective and in the interest of the public to appoint outside counsel to assist with the legal matters in question, based on the following factors:

- The matter at issue requires specific expertise in lottery regulation, state immunities and sovereignty law, and injunctive and other equitable relief.
- The matter requires an attorney licensed to practice in Illinois and admitted to the United States District Court for the Northern District of Illinois.
- It is critical for the Lottery to obtain the needed legal services as the legal services are needed immediately.
- It is not feasible or cost-effective for the Office of the Attorney General to provide the requested legal services at this time.

Accordingly, the Attorney General authorizes the appointment of outside counsel(s) for these legal matters pursuant to commencement of the request for proposal process laid out in subsection (D) of Policy #WVAGO-004.

A handwritten signature in black ink that reads "J. Robert Leslie". The signature is written in a cursive style with a large initial "J".

J. Robert Leslie
Senior Deputy Attorney General

Date Signed: November 16, 2015